

**IN THE DISTRICT COURT OF THE UNITED STATES  
FOR THE MIDDLE DISTRICT OF ALABAMA  
EASTERN DIVISION**

RECEIVED  
2006 MAY 30 A 9:43

**UNITED STATES OF AMERICA,**

**V.**

**MICHAEL SMITH,**

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)

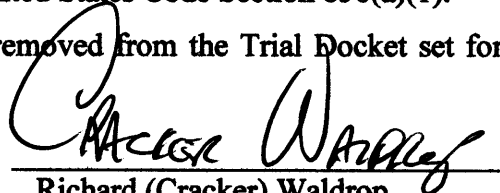
**CR. NO.: 3:06-cr-00031-WKW**

DEBRA P. HACKETT, CLK  
U.S. DISTRICT COURT  
MIDDLE DISTRICT ALA

**MOTION TO WITHDRAW DEMAND FOR TRIAL  
AND MOTION TO CHANGE PLEA**

Comes now the Defendant, by and through his Court Appointed Attorney, and moves this Honorable Court for an order allowing him to withdraw his demand for trial before a jury and allow him to change his plea to that of guilty on the charges of knowingly possess in and affecting commerce, a firearm, in violation of Title 18 United States Code, Section 922(g)(3), defendant having been convicted of a felony did knowingly possess in and affecting commerce a firearm in violation of Title 18, United States Code Section, 922(g)(1) and knowingly and intentionally, open, lease, rent, use or maintain a place for the purpose of manufacturing, distributing, and using metamphetamine, in violation of Title 21, United States Code Section 856(a)(1).

Defendant requests that his cases be removed from the Trial Docket set for June 26, 2006.



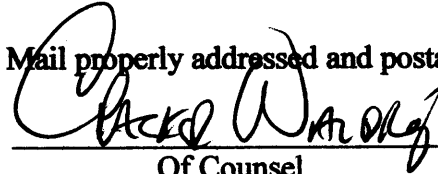
Richard (Cracker) Waldrop  
ASB-2398-L57R  
Attorney for Defendant  
P. O. Box 310027  
Enterprise, Alabama 36331  
(334) 393-2288

**CERTIFICATE OF SERVICE**

I hereby certify that I have served a copy of the foregoing document upon:

Verne Speirs  
U.S. Attorney's Office  
P. O. Box 197  
Montgomery, AL 36101

by placing a copy of the same in the United States Mail properly addressed and postage prepaid this the 26<sup>th</sup> day of May, 2006.

  
Of Counsel